

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON

TIMOTHY DIETZ,

Plaintiff,

v.

UNITED RECOVERY SYSTEMS, L.P.,

Defendant.

**NO.**

**NOTICE OF REMOVAL**

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**To: The Honorable Judges of the United States District Court for the Western District of Washington, Tacoma Division**

PLEASE TAKE NOTICE that Defendant United Recovery Systems, L.P. ("URS"), by and through counsel, hereby removes the above-captioned matter from the Small Claims Department of the State of Washington District Court for Cowlitz County to the United States District Court for the Western District of Washington, Tacoma Division, pursuant to 28 U.S.C. §§ 1331 and 1446. In support thereof, URS states as follows:

*NOTICE OF REMOVAL*

Elizabeth Powell PS Inc  
535 Dock Street, Suite 108  
Tacoma, WA 98402  
(253) 274-1518 efax (425) 663-7939  
[powelllaw@comcast.net](mailto:powelllaw@comcast.net)

1           1.     On September 23, 2014, Plaintiff Timothy Dietz filed the above-captioned claim  
2  
3 currently pending in the Small Claims Department of the State of Washington District Court for  
4 Cowlitz County under case number 14-S-218.

5  
6           2.     On September 29, 2014, URS received a copy of the Summons and Complaint,  
7 postmarked September 26, 2014.

8  
9           3.     As required under 28 U.S.C. § 1446(a), a copy of all process, pleadings, and  
10 orders served upon URS in Plaintiff's state court action are attached hereto as Exhibit 1.

11  
12           4.     As required under 28 U.S.C. § 1446(d), a copy of this Notice of Removal as well  
13 as the state notice are being served upon Plaintiff, who is proceeding *pro se*, and a copy of this  
14 Notice of Removal is being filed with the clerk of the Cowlitz County District Court.

15  
16           5.     Pursuant to 28 U.S.C. § 1446(b), this Notice of Removal is filed within thirty (30)  
17 days after URS received Plaintiff's Complaint.

18  
19           6.     Intradistrict Assignment. This matter is properly assigned to the Tacoma Division  
20 because the claim arose in Cowlitz County, and the underlying action is currently pending in  
21 Cowlitz County.

22  
23           7.     This Court has original jurisdiction over the subject matter of Plaintiff's action  
24 pursuant to 28 U.S.C. § 1331 because Plaintiff's Complaint alleges a violation of the Fair Credit  
25 Reporting Act (FCRA), 15 U.S.C. § 1681 *et. seq.*

26  
27           8.     Further, this Court has supplemental jurisdiction over Plaintiff's state law claim  
28  
29

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1 alleging a violation of the Washington Fair Credit Act (WFCRA), RCW § 19.182 *et. seq.*, as the  
2 state law claim is so related to the federal claim that it forms part of the same case or controversy.  
3

4 WHEREFORE, United Recovery Systems, LP, respectfully requests that this Honorable  
5 Court enter an order removing the State Court Action to the United States District Court for the  
6 Western District of Washington, Tacoma Division.  
7

8 Dated: October 22, 2014

Respectfully submitted, United Recovery Systems, LP,  
A Texas Limited Partnership

*Elizabeth Powell PS Inc.*

Elizabeth Powell, WSBA No. 30152  
535 Dock Street, Suite 108  
Tacoma, WA 98402  
(253) 274-1518  
[powelllaw@comcast.net](mailto:powelllaw@comcast.net)

16  
17 **CERTIFICATE OF SERVICE**

18 The undersigned, an attorney, hereby certifies that a true and correct copy of the above-  
19 titled **Notice of Removal** was served on the Plaintiff by sending the same via U.S. Mail at or  
20 before 5:00PM EST on October 22, 2014 to the following party of record:

21 Timothy Dietz (*Pro Se Plaintiff*)  
22 3501 S. 38th Street, #Y69  
23 Tacoma, WA 98409  
24 [timthepostman@yahoo.com](mailto:timthepostman@yahoo.com)

25  
26 I declare under penalty of perjury that the foregoing is true and correct. Signed at Tacoma, WA on  
27 October 22, 2014 Elizabeth Powell, WSBA No. 30152

28  
29 NOTICE OF REMOVAL

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